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4 UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
5 TACOMA DIVISION

6 GENEVA L. CROSE,

7 Plaintiff,

8 vs.

9 COMMISSIONER OF SOCIAL SECURITY,

10 Defendant.

Civil No. 3:18-CV-05723-BAT

ORDER

11 Based on the stipulation of the parties (Dkt. 9), it is **ORDERED** that the
12 Commissioner's decision in regard to Plaintiff's application for supplemental security income
13 under Title XVI of the Social Security Act is **REVERSED and REMANDED** to the
14 Commissioner of Social Security. On remand, the Appeals Council shall vacate the
15 administrative law judge's August 2017 decision as moot. The Ninth Circuit recently remanded
16 Plaintiff's earlier claim for a finding of disability. *Croze v. Comm'r of Soc. Sec.*, No. 16-35849,
17 737 Fed. Appx. 333 (9th Cir. Jun. 20, 2018). Plaintiff is currently in pay status on her claim and
18 has already been paid benefits for the period at issue in this appeal. Thus, no further fact-finding
19 is required regarding the relevant period. Plaintiff is entitled to reasonable attorney fees and
20 costs pursuant to 28 U.S.C. § 2412, upon proper request to this Court.

21 DATED this 29th day of January, 2019.

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23 BRIAN A. TSUCHIDA
Chief United States Magistrate Judge
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